

RECEIVED  
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AUG 29 2005

Appln. Serial No.: 09/833,496  
 Filing Date: April 11, 2001  
 Applicants: GELLMAN, et al.

Attorney Docket No.: 09820.149  
 Group Art Unit: 1639  
 Examiner: Celsa, Bennett M.

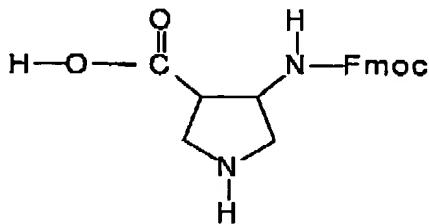
Title: **β-AMINO ACIDS****RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT**

Mail Stop: Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

To the Commissioner:

In response to the Restriction Requirement dated May 27, 2005, the time period for response set to expire August 27, 2005, by virtue of the Petition for Two-Month Extension of Time filed herewith, Applicants provisionally elect, with traverse, a heterocyclic ring having one or more nitrogen atoms.

In response to the Election of Species Requirement, Applicants elect, for examination purposes only and with traverse, the following compound:



This is the compound wherein X-Y define a five-membered heterocyclic ring structure wherein R1 is 3,9 fluorenylmethoxycarbonyl (Fmoc) according to the structure